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APR 22 2004

DIRECTOR OFFICE  
TECHNOLOGY CENTER 2100

In re Application of:  
Rakendra Kumar Bera  
Application No. 09/597,478  
Filed: June 20, 2000  
For: DETERMINING THE EQUIVALENCE OF  
TWO SETS OF SIMULTANEOUS LINEAR  
ALGEBRAIC FUNCTIONS

DECISION ON PETITION  
UNDER 37 CFR §1.181 TO  
WITHDRAW HOLDING OF  
ABANDONMENT

This is a decision on the petition filed 01 March 2004 under 37 CFR §1.181 to withdraw the holding of abandonment of the above-identified application.

This application was held abandoned for failure to respond in a timely manner to the Office Action mailed 03 April 2003 (paper no. 7). A Notice of Abandonment was mailed 10 February 2004 (paper no. 10).

It is noted that Petitioner has filed a "Petition for Revival of an Application for Patent Abandoned Unavoidably under 37 CFR 1.137(a)", however this petition is being treated as a "Petition under 37 CFR 1.181 to Withdraw a Holding of Abandonment".

In support of the petition, Petitioner provides a copy of (1) a 13 page amendment, (2) an Applicant initiated interview request form, (3) a transmittal form showing transmission of a 13 page amendment and an Applicant initiated interview request form, (4) a "transmission verification report", and (5) an "auto-reply facsimile transmission" from the United States Patent and Trademark Office showing receipt of a 15 page transmission, transmitted 24 July 2003.

Petitioner also provides a copy of (1) a Petition for Extension of Time for Reply, (2) a "transmission verification report", and (3) an "auto-reply facsimile transmission" from the United States Patent and Trademark Office showing receipt of a 1 page transmission, transmitted on 28 July 2003.

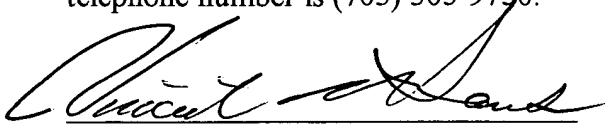
The "auto-reply facsimile transmission" from the United States Patent and Trademark Office for the responses filed 24 July 2003 and 28 July 2003 establishes that a response to the Office action of 03 April 2003 was filed on 24 July 2003 and 28 July 2003. Thus, Petitioner has established

that a response was timely filed and the Abandonment was the result of Office error in not matching the response to the application file.

The petition is **GRANTED**. The Notice of Abandonment is **WITHDRAWN**.

The application file is being forwarded to the Technology Center support staff for processing of the amendment and a one-month extension of time. Petitioner's deposit account no. 50-0629 will be charged \$110 for the one month extension of time. After processing, the application will then be forwarded to the Examiner for appropriate action.

Any inquiry concerning this decision should be directed to Vincent N. Trans whose telephone number is (703) 305-9750.

A handwritten signature in cursive script, appearing to read "Vincent N. Trans", written over a horizontal line.

Vincent N. Trans  
Special Program Examiner  
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